

In the Court of Appeals of the State of Alaska

Jimmy A Lampley,
Appellant,

v.

State of Alaska,
Appellee.

Court of Appeals No. **A-12646**

Order

Date of Order: **November 12, 2019**

Trial Court Case No. **3PA-16-00276CR**

In July 2019, this Court remanded this case to the superior court for an evidentiary hearing. The superior court was unable to comply with this Court's remand order, however, because the Appellant, Jimmy Aaron Lampley, failed to appear at the evidentiary hearing. This Court issued an order to show cause why the appeal should not be dismissed, and Lampley's appellate counsel, Michael Barber, filed a response explaining that Lampley is presently out of state but intends to return to Alaska before January 1, 2020. Mr. Barber requests that this Court stay the appeal until January 2020. The State asks this Court to dismiss the appeal due to Lampley's voluntary absence.

IT IS ORDERED: The motion to stay the appeal is **GRANTED**. Mr. Barber must file a status report by **January 2, 2020**. If no action has been taken in this case by that date, the appeal shall be dismissed.

Entered at the direction of Chief Judge Allard.

Clerk of the Appellate Courts



Beth A. Pechota, Deputy Clerk

cc: Court of Appeals Judges
Judge Wolfe

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